



03-09-09

1FW

RCE

U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE**REQUEST FOR CONTINUED EXAMINATION (RCE)**
TRANSMITTAL FORM (37 C.F.R. § 1.114)

DOCKET NO. 10191/3768	APPLICATION SERIAL NO. 10/532,333	EXAMINER Barry J. Gooden Jr.	ART UNIT 3616
--------------------------	--------------------------------------	---------------------------------	------------------

FIRST NAMED INVENTOR: **Thomas LICH**

Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

This is a **Request for Continued Examination** under 37 C.F.R. § 1.114 (RCE) of pending application Serial No. 10/532,333 filed on **April 22, 2005**, entitled **DEVICE FOR DETECTING AN OBSTACLE UNDERRIDE**.

The following constitute the submission **required** by 37 C.F.R. § 1.114(a):

☒ **X** Previously submitted Amendment dated January 12, 2009 (attached herewith) filed in response to the Final Office Action mailed on October 17, 2008.

☐ Information Disclosure Statement (IDS)

☐ Affidavit(s)/Declaration(s)

☐ Other: _____

1. The filing fee for this RCE and the required amendment/submission is calculated below. The fee below is calculated based on the status of the claims after the entry of the previously submitted Amendment After A Final Office Action.

	CLAIMS REMAINING AFTER AMENDMENT	MINUS	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT NUMBER EXTRA*	RATE (\$) PER CLAIM	FEE (\$)
BASIC FEE						810.00
TOTAL CLAIMS	14		14	0	52.00	0.00
INDEPENDENT CLAIMS	1		1	0	220.00	0.00
MULTIPLE DEPENDENT CLAIM					390.00	0.00
				*Number extra must be zero or larger	TOTAL	810.00

03/09/2009 HVUONG1 00000043 110600 10532333

01 FC:1801 810.00 DA
EM 093907585 US
NY01 1697515

2. Please charge the required RCE filing fee of **\$810.00** to the deposit account number **11-0600 of Kenyon & Kenyon**.

3. This is also a Petition pursuant to 37 C.F.R. § 1.136(a) by which Applicant respectfully petitions for **two-months extension of time** to respond to the Office Action of October 17, 2008, for which a three-month response period expired on January 19, 2009 (since January 17, 2009 was a Saturday). The extended period for response expires on March 17, 2009. The Commissioner is hereby authorized to charge payment of the 37 C.F.R. § 1.136(a) extension fees, which are believed to be **\$490.00**, to the deposit account number **11-0600 of Kenyon & Kenyon**.

4. The Commissioner is hereby authorized to charge any additional fees required, associated with this communication or arising during the pendency of this application, or to credit any overpayment, to the deposit account of **Kenyon & Kenyon LLP**, deposit account number **11-0600**.

Dated: March 5, 2009

Respectfully submitted,

By:

Gerard A. Messina (Reg. No. 35,952)

KENYON & KENYON LLP
One Broadway
New York, New York 10004
(212) 425-7200 (telephone)
(212) 425-5288 (facsimile)
CUSTOMER NUMBER 26646

Aug 11/08
33,805
Aaron C
O'NEILL